

BOARD MEETING MINUTES

**JANUARY 25 & 26, 2001
BOARD FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS
EMBASSY SUITES HOTEL
2101 MANDALAY BEACH ROAD
OXNARD, CALIFORNIA**

Thursday, January 25, 2001

BOARD MEMBERS PRESENT: Vince DiTomaso (Vice-President), David Chen, James Foley, Andrew Hopwood, Gregg Brandow, Marilyn Lyon, Myrna Powell, Millicent Safran, and Quang Vu.

BOARD MEMBERS ABSENT: Kathryn Hoffman (President) and Stephen Lazarian.

BOARD STAFF PRESENT: Cindi Christenson (Executive Officer), Gary Duke (Legal Counsel), Susan Ruff (Liaison Deputy Attorney General), Nancy Eissler (Attorney General Liaison Analyst), David Brown (Special Assistant to the Executive Officer), Cindy Morris-Hoppe (Executive Analyst), Howard Brunner (Staff Land Surveyor Consultant), Janeece Sargis (Examination Analyst), and Debbie Thompson (Budget Analyst)

PUBLIC PRESENT: SEE ATTACHED

1. Roll Call to Establish a Quorum

The meeting was called to order by Vice-President DiTomaso at 2:40p.m. Roll call was taken and a quorum was established.

Mr. Hopwood arrived at 2:45 p.m.

Vice-President DiTomaso stated that Board Agenda items would be taken out of order.

2. Public Comment

Vice-President DiTomaso asked for public comment.

Mr. Tubbs gave an update on the CELSOC Board Meeting and said that the Board for Professional Engineers and Land Surveyors is among the top four priorities of CELSOC.

Mr. Tubbs also stated that CELSOC supports the Board on its fee restructuring proposal.

Mr. Tubbs thanked Ms. Powell and Mr. Foley for attending CELSOC's Board Meeting.

Ms. Powell requested that the minutes reflect how much the Board appreciates CELSOC's support.

5. a Approval of the Minutes of the December 15, 2000 and the January 5, 2001 Board Meeting.

MOTION: Mr. Vu/Mr. Hopwood moved to approve the minutes of the December 15, 2000 and the January 5, 2001 Board Meetings.

VOTE: 9-0, motion carried

9. Technical Advisory Committee Reports

a. Land Surveying (no meeting)

No action taken by the Board.

b. Civil/Geotechnical Engineering (no meeting)

No action taken by the Board.

c. Mechanical Engineering

Mr. Vu stated that there was a Mechanical TAC Meeting last week, but that he has not received the minutes and when he does, he will report on the meeting.

d. Electrical Engineering (no meeting)

No action taken by the Board.

e. Structural Engineering (no meeting)

No action taken by the Board.

10. Liaison Reports

a. ABET

Mr. Stout stated that ABET has not had another Board Meeting since his last report to this Board in December.

Mr. Stout also stated that ABET's next Board Meeting will be March 17, 2001 and that he will give the Board a report after that meeting.

b. NCEES

Ms. Christenson reported that on February 1, 2, and 3, 2001, she and Ms. Safran will be attending the NCEES Board Presidents Meeting in Phoenix, Arizona. Both President Hoffman and Vice-President DiTomaso are unable to attend this meeting.

c. Technical and Professional Societies

Mr. Foley and Ms. Powell attended CELSOC's Board of Director's Meeting on January 23, 2001 and wished to express their thanks to CELSOC for their hospitality.

3. Closed Session

The Board went into closed session at 3:00 p.m.

The Board recessed at 3:15 p.m.

Friday, January 26, 2001

BOARD MEMBERS PRESENT: Kathy Hoffman (President), Gregg Brandow, David Chen, James Foley, Andrew Hopwood, Stephen Lazarian, Myrna Powell, Marilyn Lyon, Millicent Safran, and Quang Vu.

BOARD MEMBERS ABSENT: Vince DiTomaso (Vice-President)

BOARD STAFF PRESENT: Cindi Christenson (Executive Officer), Gary Duke (Legal Counsel), Susan Ruff (Liaison Deputy Attorney General), Nancy Eissler (Attorney General Liaison Analyst), David Brown (Special Assistant to the Executive Officer), Janeece Sargis (Examination Analyst), Cindy Morris-Hoppe (Executive Analyst), Debbie Thompson (Budget Analyst), and Howard Brunner (Staff Land Surveyor Consultant)

PUBLIC PRESENT: SEE ATTACHED

1. Roll Call to Establish a Quorum

The meeting was called to order by President Hoffman at 9:10 a.m. Roll call was taken and a quorum was established.

President Hoffman stated Board Agenda items will be taken out of order.

Mr. Lazarian arrived at 9:12 a.m.

2. Public Comment

President Hoffman asked for public comment.

Mr. Stout read a statement from Mr. Greenlaw requesting that we amend the minutes from last Board meeting. The comments were noted by the Board and are attached.

3. Closed Session

The Board went into Closed Session.

4. Open Session to Announce the Results of Closed Session

Ms. Christenson reported that the Board discussed pending litigation.

Ms. Christenson also reported that the Special Civil Examination will stay at two and one half hours and will have 50 items.

Ms. Christenson reported on the cut-scores for the October 2000 examination.

The Board adopted cutscores for the following examinations given in October 2000.

- 148 points out of possible 288 points for the Seismic Principles examination.
- 152 points out of possible 275 points for the Engineering Surveying examination.
- 48 points out of a possible 80 points for the Agricultural Engineering examination.
- 46 points out of a possible 80 points for the Chemical Engineering examination.
- 70 points out of possible 100 points for the Professional Civil Engineering examination.
- 42 points out of a possible 80 points for the Control Systems Engineering examination.
- 48 points out of a possible 80 points for the Electrical Engineering examination.
- 49 points out of a possible 80 points for the Fire Protection Engineering examination.
- 40 points out of a possible 80 points for the Industrial Engineering examination.
- 38 points out of a possible 80 points for the Manufacturing Engineering examination.
- 48 points out of a possible 80 points for the Mechanical Engineering examination.
- 48 points out of possible 80 points for the Metallurgical Engineering examination.
- 43 points out of possible 80 points for the Nuclear Engineering examination.
- 42 points out of possible 80 points for the Petroleum Engineering examination.
- 72 points out of possible 114 points for the Traffic Engineering examination.

President Hoffman also reported that the Board discussed personnel issues.

5. b Approval of Consent Items

MOTION: Mr. Hopwood/Dr. Chen moved to approve for licensure those candidates who meet all requirements based on the results of the October 2000 examinations.

VOTE: 10-0, motion carried.

6. Approval of Delinquent Reinstatements

MOTION: Ms. Powell/Ms. Lyon moved to approve the Delinquent Reinstatements as follows:

Chemical

1. Bong T Kown

Reinstate applicant's chemical license once he takes and passes the Board's Laws and Rules Examination and pays all required delinquent fees.

Manufacturing

1. George A Kanzaki

Reinstate applicant's manufacturing license once he takes and passes the Board's Laws and Rules Examination.

Mechanical

1. Ronald K Herbst

Reinstate applicant's mechanical license once he takes and passes the Board's Laws and Rules Examination and pays all required delinquent fees.

2. Abbas A Mandvi

Reinstate applicant's mechanical license once he takes and passes the Board's Laws and Rules Examination and pays all required delinquent fees.

VOTE: 10-0, motion carried

7. Comity and Temporary Authorization Applications

MOTION: Mr. Lazarian/Ms. Safran moved to approve the comity applicants shown on page 57 of the agenda.

VOTE: 10-0, motion carried.

MOTION: Mr. Foley/Mr. Hopwood moved to approve the following civil applicants to set for the Seismic Principle and Engineering

Surveying Examination and waive the second division examination (NCEES Civil Engineering examination) because the applicants have the appropriate experience, have taken and passed an 8-hour NCEES examination, and are registered in other states. In order to obtain registration, the applicant must still take and pass the Seismic Principles, Engineering Surveying, and Take-Home Examinations.

1. Bashar Altabba
2. John Dorow
3. Molly Evans
4. Wayne Rendely
5. Norman Schmitt
6. Clay Willis

VOTE: 10-0, motion carried

MOTION: Mr. Hopwood/Dr. Chen moved to approve the following electrical applicant for licensure by waiving the second division examination (NCEES Electrical Engineering examination) because the applicant has the appropriate experience, has taken and passed an 8-hour NCEES EIT examination, an 8-hour NCEES PE examination, the take-home examination, and is licensed in two other states.

1. Benham Parsaye

VOTE: 10-0, motion carried

MOTION: Dr. Brandow/Ms. Lyon moved to approve the temporary civil license for Mr. Matthew McElvogue for 180 days.

VOTE: 10-0, motion carried

MOTION: Ms. Safran/Mr. Foley moved to table this item until the end of the meeting. This was the temporary authorization for Mr. Phillip W Rosendahl.

VOTE: 10-0, motion carried.

8. Committee Reports

a. Enforcement

1. Report on the January 25, 2001 Committee Meeting.

Dr. Brandow reported on the meeting.

2.. Electronic Signatures

Mr. Duke will provide more information at the next Committee Meeting.

The Board took no action on this item.

3. Technical Expert Compensation

MOTION: Dr. Brandow/Mr. Hopwood moved to proceed with the BCP process to increase the rate of compensation paid to technical experts. This includes the necessary research to determine the appropriate rate of compensation. This item will then be brought to the next Administrative Committee meeting as a proposed concept paper.

VOTE: 10-0, motion carried

4. Development and Adoption of Regulations Regarding a Code of Professional Conduct

Dr. Brandow reported that staff is continuing to research Codes of Conduct used by other professions and other states and will report on the various Codes of Conduct at the next Committee Meeting.

b. Administrative

1. Report on the January 25, 2001 Committee Meeting.

Ms. Powell reported on the meeting.

2. Administrative Update

a. Fund Condition

No action taken by the Board.

b. FY 2000/01 Budget

No action taken by the Board.

c. Outreach Efforts

There have been no Outreach Programs since the last Board Meeting.

d. Document Management System

Ms. Thompson will be working with President Hoffman and Mr. Liriano-Chavez to develop the Feasibility Study Report in order to acquire funding for 2002-2003.

d. Strategic Plan

The Board had lengthy discussion on the language of the draft form of the Strategic Plan.

President Hoffman requested that the new language be sent to the sub-committee of Dr. Brandow and herself.

President Hoffman also requested that the objectives be ready for the March 15, 2001 Teleconference Board Meeting.

MOTION: Mr. Hopwood/Dr. Chen moved to approve the Board's changes in the Strategic Plan.

VOTE: 10-0, motion carried.

c. Legislative

1. Report on the January 25, 2001, Committee Meeting

Ms. Safran reported on the meeting.

There were no action items.

d. Examination/Qualifications

1. Report on the January 25, 2001 Committee Meeting

Mr. Foley reported on the meeting.

2. Granting of Five Year Credit for Applicants Who Possess Master's Degrees from ABET Accredited Programs.

Mr. Duke will be revising the proposed amendments to Board Rule 424 and Board Rule 460 for the next Committee Meeting.

3. Lengthening the Exam and Time Allotted to Take the Exam for the Seismic Principles Portion of the Special Civil Examination

This was a closed session item.

4. Consideration of Oregon Board Utilizing the Geotechnical Examination.

Staff is continuing to work with the Oregon Board and will report to the Board when more information is available.

12. Executive Officer's Report

1. Administration Report

a. Executive Summary Report

Ms. Christenson reported on the Executive Summary Report.

2. Personnel

a. New Hires & Vacancies

Ms. Christenson reported that the vacancy in cashiering has been filled.

3. Title Act Study- Update by Pam Rivette

Ms. Christenson reported that Ms. Rivette was unable to make it to the Board Meeting.

Ms. Christenson reported that urgency legislation, SB 26, has been introduced to extend the date for completion of the report from, September 2001 to September 2002. Ms. Christenson reported that the same organization from CSUS will still conduct the analysis and prepare the report for the legislature.

4. Publications/ Website

a. Website Activity

No Report Given

b. Bulletin

Ms. Christenson reported that the bulletin should be out next month.

c. Law Publication

Staff is currently working on publishing a new Law Publication.

d. Consumer Guide

Ms. Christenson reported that update of the Consumer Guide to reflect new laws is the next project staff will be working on.

5. Other

a. DCA Update

Ms. Christenson reported that DCA sent letters to our office regarding conserving energy and requested that we send the letter to all applicants, licensees, and consumers on conserving energy.

Ms. Christenson asked the Board if the color dividers in the agenda were useful to them because it has been requested to do away with them. The Board was split on whether they were needed or not. Staff will work with Ms. Christenson on possibly reformatting of the agenda.

11. President's Report

President Hoffman gave no report.

13. Approval of Board Travel

No action taken by the Board on this item.

14. Other Items Not Requiring Board Action

a. Next Board Meeting: April 26 & 27, 2001, Radisson, San Diego.

President Hoffman reported that there will be Teleconference Board Meetings on February 8, 2001 and on March 15, 2001.

President Hoffman also reported that the NCEES Western Zone Meeting will be May 2–5, 2001.

President Hoffman reported that examinations will be April 20 & 21, 2001 and she encourages all Board members to attend an examination site.

7. Comity and Temporary Authorization Applications

MOTION: Mr. Foley/Ms. Lyon moved to approve a 60-day extension of Mr. Phillip W. Rosendahl's temporary civil license.

VOTE: 8-2, motion carried. President Hoffman and Ms. Safran voted nay.

15. Adjourn

The Board adjourned at 12:00 p.m.

PUBLIC PRESENT

Cody Tubbs, CELSOC
Tom Stout
Masood Omar, PEEG
P N Gennaro
Matt McElvogue